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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 BRANDY LEE RUDDER,

10 Plaintiff,

11 v.

12 WASHINGTON STATE DEPARTMENT
13 OF CORRECTIONS, et al.,

14 Defendant.

15 CASE NO. 3:24-cv-05418-LK-BAT

16 **ORDER DENYING PLAINTIFF'S
17 LETTER MOTION TO WAIVE
18 RECOUPMENT OF FILING FEE,
19 DKT. 9.**

20 Plaintiff filed a § 1983 prisoner civil rights complaint, and on June 13, 2024, was granted
21 leave to proceed *in forma pauperis* (IFP) under 28 U.S.C. § 1915(a). Dkt. 5. On July 11, 2024,
22 Plaintiff filed a letter that states:

23 Please excuse & waive all fees to this case to proceed forward. I
24 am well below the poverty level. I have zero dollars & zero outside
25 help. I have LFO's already stacking up and deducted and when or
26 if I am able to get a job in this prison I still will barely be able to
27 purchase hygiene. So please again remove/waive this fee and allow
28 me to proceed.

29 Dkt. 9. A federal civil action filed by a prisoner such as Plaintiff may proceed only if Plaintiff
30 pays the filing fee or is granted leave to proceed IFP under 28 U.S.C. § 1915(a). The Court
31 cannot grant Plaintiff's request to excuse or waive recoupment of the filing fee because a
32 prisoner who is granted leave to proceed IFP remains obligated to pay the entire fee in
33 “increments” or “installments.” *See* 28 U.S.C. § 1915(b)(1) & (2); *Bruce v. Samuels*, 577 U.S.

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⁸², 84 (2016); *Williams v. Paramo*, 775 F.3d 1182, 1185 (9th Cir. 2015).

The Court accordingly **ORDERS:**

1. Plaintiff's letter motion (Dkt. 9) requesting the Court waive or excuse recoupment of the filing fee is **DENIED**.

2. The clerk shall provide a copy of this order to Plaintiff.

DATED this 12th day of July, 2024.

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BRIAN A. TSUCHIDA
United States Magistrate Judge

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